

**HOUSE JOURNAL
66TH LEGISLATURE
SIXTY-SECOND LEGISLATIVE DAY**

Helena, Montana
March 26, 2019

House Chambers
State Capitol

House convened at 1:00 a.m. Mr. Speaker presiding. Invocation by Representative Manzella. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Mortensen, excused. Quorum present.

BILLS (Ricci, Chair):

3/26/2019

Correctly printed: **HB 10, HB 280, HB 293, HB 400, HB 411, HB 500, HB 597, HB 613, HB 616, HB 643, HB 673, HB 695, HB 717, HB 719, HB 732, HB 756, HB 765, HB 766, HB 767, HB 768, HB 769, HB 770, HB 771, HB 772, HB 773, HB 774, HB 775, HB 776, SB 5, SB 157.**

Correctly engrossed: **HB 4, HB 52, HB 421, HB 515, HB 534, HB 655, HB 661, HB 715, HB 719, HB 732**

Correctly enrolled: **HB 166, HB 243, HB 275, HB 386.**

Examined by the sponsor and found to be correct: **HB 98, HB 229, HB 237, HB 326, HB 422, HB 436, HB 444, HB 450, HB 619.**

Transmitted to the Senate: **HB 688, HB 689, HB 690, HJR 23, SB 3, SB 14, SB 52, SB 89, SB 98, SB 163, SB 223, SB 243, SB 295.**

Signed by the Speaker at 12 p.m., March 26, 2019: **HB 137, HB 155, HB 164, HB 383.**

Signed by the Chief Clerk of the House at 12:10 p.m., March 26, 2019: **HB 137, HB 155, HB 164, HB 383.**

Signed by the President at 8:15 a.m., March 26, 2019: **HB 239, HB 320, HB 348, HB 370, HB 373.**

Signed by the President at 5:30 p.m., March 26, 2019: **HB 137, HB 155.**

Delivered to the Governor for approval at 4:22 p.m., March 26, 2019: **HB 239, HB 320, HB 348, HB 370, HB 373.**

COMMUNICATIONS AND PETITIONS

Mr. Speaker:

We, your committee on Legislative Administration, having examined the daily journals for the twenty-seventh, twenty-eighth, twenty-ninth, thirtieth, and thirty-first legislative days, find the same to be correct.

Representative Ricci, Chair

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Glimm, Chair):

3/25/2019

HB 4, introduced bill, be amended as follows:

1. Page 1.

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Following: line 20

Insert: "Supreme Court Operations

State Court Improvement Data Program

FY 2019 \$99,988 Federal

State Court Improvement Training Program

FY 2019 \$99,988 Federal

All remaining fiscal year 2019 federal budget amendment authority for the state court improvement data program and for the state court improvement training program is authorized to continue into federal fiscal year 2020."

2. Page 1.

Following: line 21

Insert: "Sobriety, Treatment, Education, Excellence, and Rehabilitation

| | | | |
|---------------------------------|---------|-----------|----------|
| | FY 2019 | \$284,239 | Federal |
| Flathead Family Treatment Court | FY 2019 | \$600,000 | Federal" |

3. Page 1, line 23.

Strike: "grant"

Insert: "and for the Missoula veterans court expansion and enhancement and for the Montana supreme court adult drug court implementation and for the Flathead family treatment court"

4. Page 2.

Following: line 1

Insert: "All remaining fiscal year 2019 federal budget amendment authority for the Montana striving readers comprehensive literacy project is authorized to continue into federal fiscal year 2020."

5. Page 2, line 6.

Following: "grant"

Insert: "and for the Montana striving readers comprehensive literacy project"

6. Page 2.

Following: line 14

Insert: "All remaining fiscal year 2019 federal budget amendment authority for the anti-methamphetamine program is authorized to continue into federal fiscal year 2020."

7. Page 2.

Following: line 25

Insert: "NASA at My Library FY 2019 \$5,000 Federal

All remaining fiscal year 2019 federal budget amendment authority for NASA at my library is authorized to continue into state fiscal year 2020."

8. Page 3.

Following: line 4

Insert: "All remaining fiscal year 2019 federal budget amendment authority for documenting and sharing Montana's statewide African American heritage is authorized to continue into

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federal fiscal year 2021."

9. Page 3, line 8.

Following: "prevention"

Insert: "and for the French Creek culvert replacement and stream restoration"

10. Page 3.

Following: line 11

Insert: "All remaining fiscal year 2019 federal budget amendment authority for the turn in poachers program participation is authorized to continue into state fiscal year 2020."

11. Page 3.

Following: line 12

| | | | |
|--------------------------------------|---------|----------|----------|
| Insert: "Golden Eagle Surveys | FY 2019 | \$5,000 | Federal |
| Endangered Wildlife Program | FY 2019 | \$75,000 | Federal" |

12. Page 3, line 16.

Following: "concern"

Insert: "and for the Kootenai River operations loss assessment"

13. Page 3, line 25.

Following: "trend monitoring"

Insert: "and for the Madison valley pronghorn movement study"

14. Page 3.

Following: line 30

| | | | |
|---|---------|-----------|----------|
| Insert: "Upper Ruby Wildlife Habitat Improvement Project | FY 2019 | \$564,000 | Federal" |
|---|---------|-----------|----------|

15. Page 4, line 1.

Following: "conservation"

Insert: "and for the Montana wildlife lands program"

16. Page 4, line 8.

Following: "area"

Insert: "and for the upper Ruby wildlife habitat improvement project"

17. Page 4.

Following: line 8

Insert: "Administration

| | | | |
|---|---------|-----------|---------|
| Wildlife Surveys on the Flathead Indian Reservation | FY 2019 | \$536,186 | Federal |
|---|---------|-----------|---------|

All remaining fiscal year 2019 federal budget amendment authority for wildlife surveys on the Flathead Indian Reservation is authorized to continue into federal fiscal year 2021."

18. Page 4.

Following: line 9

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Insert: "Central Management Program 2018 Exchange Network Grant

FY 2019 \$200,000 Federal

All remaining fiscal year 2019 federal budget amendment authority for the 2018 exchange network grant is authorized to continue into federal fiscal year 2021."

19. Page 4.

Following: line 16

Insert: "Abandoned Mine Land Reclamation Program FY 2019 \$7,552,769 Federal"

20. Page 4.

Strike: line 20 through line 21 in their entirety

Insert: "All remaining fiscal year 2019 federal budget amendment authority for pollution prevention and resource efficiency is authorized to continue into state fiscal year 2021."

21. Page 4, line 23.

Following: "monitoring"

Insert: "and for the coal application program development and for the coal application program manager"

22. Page 4.

Following: line 25

Insert: "Bridge and Highway Reconstruction FY 2019 \$9,050,593 Federal"

23. Page 4, line 28.

Following: "program"

Insert: "and for bridge and highway reconstruction"

24. Page 5.

Following: line 4

Insert: "Department of Livestock

Animal Health Division

Meat and Poultry Inspection Program FY 2019 \$142,763 Federal"

25. Page 5, line 11.

Following: "grant"

Insert: "and for the prevention of aquatic invasive species in the Columbia River Basin"

26. Page 5.

Following: line 15

Insert: "FEMA Reimbursement FY 2019 \$1,363 Federal
Support for Water Transfers to Instream Flows FY 2019 \$42,124 Federal"

27. Page 5, line 22.

Following: "awards"

Insert: "and for the safe drinking water grant and for the clean water grant"

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28. Page 5.

Following: line 23

| | | | |
|---|----------------|-----------------|-----------------|
| Insert: "Aerial Fire Depot Support | FY 2019 | \$25,200 | Federal" |
|---|----------------|-----------------|-----------------|

29. Page 5, line 27.

Following: "reduction"

Insert: "and for the aerial fire depot support and for prescribed burning on federal land"

30. Page 6, line 14.

Following: "building"

Insert: "and for the forest health western bark beetle grant and for the wildland urban interface community fire assistance and for the landscape scale restoration consolidated payments grant"

31. Page 6.

Following: line 27

| | | | |
|--|---------|----------|----------|
| Insert: "Agricultural Mediation Grant | FY 2019 | \$13,186 | Federal" |
|--|---------|----------|----------|

32. Page 7.

Following: line 12

Insert: "Secure Custody Facilities Criminal Alien Assistance Program

| | | |
|---------|----------|----------|
| FY 2019 | \$22,194 | Federal" |
|---------|----------|----------|

33. Page 7, line 18.

Following: "fund"

Insert: "grants"

34. Page 7.

Following: line 22

Insert: "Department of Labor and Industry
Workforce Services Division

All remaining fiscal year 2019 federal budget amendment authority for the American apprenticeship initiative is authorized to continue into state fiscal year 2021."

35. Page 7.

Following: line 26

Insert: "Challenge Program

Youth Challenge Program

| | | |
|---------|-----------|---------|
| FY 2019 | \$295,013 | Federal |
|---------|-----------|---------|

Disaster and Emergency Services Division

Montana Pre-Disaster Mitigation Plan

| | | |
|---------|-----------|----------|
| FY 2019 | \$996,558 | Federal" |
|---------|-----------|----------|

36. Page 7.

Following: line 28

Insert: "Early Childhood System

| | | |
|---------|-------------|---------|
| FY 2019 | \$4,208,250 | Federal |
|---------|-------------|---------|

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All remaining fiscal year 2019 federal budget amendment authority for the early childhood system is authorized to continue into state fiscal year 2020."

37. Page 8.

Following: line 2

Insert: "Child and Family Services Division

Adoption and Legal Guardianship Incentive Payments

| | | | |
|--|---------|-----------|---------|
| | FY 2019 | \$376,106 | Federal |
| Promoting Safe and Stable Families Program | FY 2019 | \$222,660 | Federal |

All remaining fiscal year 2019 federal budget amendment authority for the adoption and legal guardianship incentive payments is authorized to continue into federal fiscal year 2020."

38. Page 8.

Following: line 3

Insert: "Environmental Health Education and Assessment Program

| | | | |
|--|---------|----------|----------|
| | FY 2019 | \$69,465 | Federal" |
|--|---------|----------|----------|

And, as amended, do pass. Report adopted.

HB 280, do pass. Report adopted.

HB 400, do pass. Report adopted.

HB 421, introduced bill, be amended as follows:

1. Page 4, line 10.

Strike: "or"

2. Page 4, line 12.

Strike: "."

Insert: "; or

(j) in the course of engaging in any of the conduct prohibited by subsections (1)(a) through (1)(f) a peace officer recognizes the person's conduct creates an articulable public safety risk."

3. Page 4, line 13.

Following: "(2)(b)"

Strike: "and"

Insert: ", "

Following: "(3),"

Insert: "and (4),"

4. Page 4, line 14 through line 15.

Strike: "MAY"

Insert: "shall"

Following: "\$100"

Strike: remainder of line 14 through "BOTH" on line 15

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5. Page 4, line 17.

Strike: "MAY"

Insert: "shall"

6. Page 4, line 20.

Following: line 20

Insert: "(4) A person convicted of a violation of subsection (1)(j) shall be fined an amount not to exceed \$500 or be imprisoned in the county jail for a term not to exceed 1 day, or both."

And, as amended, do pass. Report adopted.

HB 597, do pass. Report adopted.

HB 616, do pass. Report adopted.

HB 715, introduced bill, be amended as follows:

1. Page 5, line 23.

Strike: "joint"

2. Page 5, line 24.

Strike: "and the" through "interim committee"

3. Page 5, line 27.

Strike: "joint"

4. Page 5, line 29.

Following: "chair;"

Insert: "and"

5. Page 5, line 30 through page 6, line 1.

Strike: subsection (b) in its entirety

Renumber: subsequent subsections

6. Page 6, line 2.

Strike: "one"

Insert: "two"

Strike: "each"

Insert: "the"

Strike: "two committees"

Insert: "committee"

7. Page 6, line 3.

Strike: "joint"

8. Page 6, line 6.

Strike: "joint"

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9. Page 6, line 11.

Strike: subsection (iii) in its entirety

Renumber: subsequent subsections

10. Page 6, line 14.

Strike: subsection (v) in its entirety

Renumber: subsequent subsections

11. Page 7, line 15.

Strike: "\$15,000"

Insert: "\$10,000"

12. Page 9, line 23.

Strike: "[This act] terminates"

Insert: "[Sections 3 and 4] terminate"

And, as amended, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair):

3/26/2019

HB 613, do pass. Report adopted.

HB 732, do pass. Report adopted.

JUDICIARY (Doane, Chair):

3/26/2019

HB 534, introduced bill, be amended as follows:

1. Page 2, line 14.

Strike: "3"

Insert: "2"

2. Page 2, line 17.

Strike: "5"

Insert: "3"

3. Page 2, line 18.

Strike: "25"

Insert: "20"

Strike: "5"

Insert: "3"

And, as amended, do pass. Report adopted.

HB 673, do pass. Report adopted.

TRANSPORTATION (Loge, Chair):

3/25/2019

HB 661, introduced bill, be amended as follows:

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1. Title, page 1, line 5.

Strike: "REPEALING"

Insert: "REDUCING"

2. Title, page 1, line 7.

Following: "REGISTRATION FEES;"

Insert: "INCREASING AIRCRAFT REGISTRATION FEES;"

3. Title, page 1, line 8.

Strike: "AND"

Following: "67-3-205,"

Insert: "AND 67-3-206,"

4. Page 1, line 23.

Strike: "municipalities"

Insert: "local governments"

5. Page 1, line 29.

Strike: section 3 in its entirety

Renumber: subsequent sections

6. Page 2, line 23.

Strike: "14"

Insert: "6.5"

7. Page 6, line 6.

Following: line 6

Insert: "(6) A scheduled passenger air carrier certified under 14 CFR, part 121 or 135, may claim a refund of:

(a) 2 cents on each gallon of aviation fuel purchased by the carrier prior to July 1, 2021, on which the Montana gasoline tax has been paid.

(b) 1 cent on each gallon of aviation fuel purchased by the carrier on or after July 1, 2021, on which the Montana gasoline tax has been paid."

8. Page 6, line 30.

Following: "(3)"

Strike: "All"

Insert: "(a) Except as provided in subsection (3)(b), all"

9. Page 7, line 3.

Following: line 3

Insert: "(b) All applications for refunds on purchases of aviation fuel made on or after July 1, 2019, must be filed with the department within 12 months after the date of purchase as shown by invoices or after the date on which the tax was erroneously paid. A distributor may file a claim for refund of taxes erroneously paid or for a credit for taxes paid by the distributor on

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unpaid accounts within 1 year after the date of payment on purchases made on or after July 1, 2019."

10. Page 7, line 26.

Strike: "[section 3];"

11. Page 11, line 2.

Strike: "8"

Insert: "4.5"

12. Page 11, line 5.

Strike: "1."

Insert: "1."

13. Page 11, line 6.

Strike: subsection (c) in its entirety

14. Page 12, line 9.

Strike: "30% to the state general fund"

Insert: "70% to the airport grant account in the state special revenue fund provided for in [section 2]"

15. Page 12, line 10.

Strike: "70%"

Insert: "30%"

16. Page 12, line 13.

Following: line 13

"Section 12. Section 67-3-206, MCA, is amended to read:

"67-3-206. Schedule of fees in lieu of tax for aircraft. (1) The appropriate fee in lieu of tax imposed on aircraft is based on the age and type of aircraft and must be determined from the following schedule:

| | YEARS | | | | |
|---|------------------------------|--------------------------------|------------------------------|----------------------------|------------------------------|
| | 0 - 5 | 6 - 10 | 11 - 20 | 21 - 30 | 31 - 40 |
| Single engine, fixed gear, 200 horsepower and under | \$ 300 <u>450</u> | \$ 175 <u>262.5</u> | \$ 100 <u>150</u> | \$ 50 <u>75</u> | \$ 25 <u>37.5</u> |
| Single engine, fixed gear, over 200 | 500 <u>750</u> | 250 <u>375</u> | 150 <u>225</u> | 75 <u>112.5</u> | 50 <u>75</u> |

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horsepower

| | | | | | |
|---|---------------------------|---------------------------|-----------------------------|---------------------------|----------------------------|
| Single engine, retractable gear, 200 horsepower and under | 600 <u>900</u> | 300 <u>450</u> | 175 <u>262.5</u> | 100 <u>150</u> | 75 <u>112.5</u> |
|---|---------------------------|---------------------------|-----------------------------|---------------------------|----------------------------|

| | | | | | |
|--|-----------------------------|---------------------------|---------------------------|-----------------------------|---------------------------|
| Single engine, retractable gear, over 200 horsepower | 700 <u>1,050</u> | 400 <u>600</u> | 200 <u>300</u> | 125 <u>187.5</u> | 100 <u>150</u> |
|--|-----------------------------|---------------------------|---------------------------|-----------------------------|---------------------------|

| | | | | | |
|-----------------------------|-----------------------------|---------------------------|---------------------------|-----------------------------|---------------------------|
| Multi-engine, piston engine | 800 <u>1,200</u> | 500 <u>750</u> | 250 <u>375</u> | 175 <u>262.5</u> | 150 <u>225</u> |
|-----------------------------|-----------------------------|---------------------------|---------------------------|-----------------------------|---------------------------|

| | | | | | |
|---------------------------|-----------------------------|---------------------------|-----------------------------|---------------------------|-----------------------------|
| Helicopter, piston engine | 700 <u>1,050</u> | 450 <u>675</u> | 225 <u>337.5</u> | 150 <u>225</u> | 125 <u>187.5</u> |
|---------------------------|-----------------------------|---------------------------|-----------------------------|---------------------------|-----------------------------|

| | | | | | |
|--|-------------------------------|-----------------------------|---------------------------|---------------------------|-----------------------------|
| Single engine jet helicopter, prop jet | 1,500 <u>2,250</u> | 700 <u>1,050</u> | 450 <u>675</u> | 300 <u>450</u> | 175 <u>262.5</u> |
|--|-------------------------------|-----------------------------|---------------------------|---------------------------|-----------------------------|

| | | | | | |
|---------------------------------------|-------------------------------|-------------------------------|---------------------------|---------------------------|---------------------------|
| Multi-engine jet helicopter, prop jet | 2,000 <u>3,000</u> | 1,000 <u>1,500</u> | 600 <u>900</u> | 400 <u>600</u> | 200 <u>300</u> |
|---------------------------------------|-------------------------------|-------------------------------|---------------------------|---------------------------|---------------------------|

| | | | | | |
|--------------------------|-------------------------------|-------------------------------|-----------------------------|---------------------------|---------------------------|
| Jet engine, no propeller | 3,000 <u>4,500</u> | 1,500 <u>2,250</u> | 800 <u>1,200</u> | 500 <u>750</u> | 250 <u>375</u> |
|--------------------------|-------------------------------|-------------------------------|-----------------------------|---------------------------|---------------------------|

(2) (a) Except as provided in subsection (2)(b), the age of an aircraft is determined by subtracting the manufacturer's designated model year from the current calendar year.

(b) If the purchase year of an aircraft precedes the designated model year of the aircraft and the aircraft is originally titled in Montana, then the purchase year is considered the model year for the purposes of calculating the fee in lieu of tax.

(3) The fee in lieu of tax imposed on any glider, ultralight, gyrocopter, balloon, homebuilt aircraft, antiques, or any aircraft over 40 years old is ~~\$20~~ \$30."

17. Page 12, line 14.

Strike: "through 3"

Insert: "and 2"

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18. Page 12, line 16.

Strike: "through 3"

Insert: "and 2"

And, as amended, do pass. Report adopted.

HB 717, do pass. Report adopted.

HB 719, do pass. Report adopted.

HB 756, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 3/23/2019

SB 173, introduced by T. Gauthier

SB 317, introduced by M. Lang

SB 318, introduced by R. Webb

SB 320, introduced by D. Salomon

House amendments to Senate bill concurred in: 3/23/2019

SB 46, introduced by J. Cohenour

House bills concurred in and returned to the House: 3/23/2019

HB 243, introduced by K. White

HB 275, introduced by F. Garner

HB 386, introduced by G. Hertz

House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

3/23/2019

HB 327, introduced by A. Redfield

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 765, introduced by B. Hamlett, referred to Human Services.

HB 766, introduced by B. Hamlett, referred to State Administration.

HB 767, introduced by B. Hamlett, referred to Judiciary.

HB 768, introduced by T. Winter, referred to Business and Labor.

HB 769, introduced by T. Winter, referred to Transportation.

HB 770, introduced by T. Winter, referred to Taxation.

HB 771, introduced by T. Winter, B. Bessette, referred to Human Services.

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HB 772, introduced by T. Winter, referred to Judiciary.
HB 773, introduced by M. Regier, referred to Appropriations.
HB 774, introduced by J. Windy Boy, M. Caferro, referred to Education.
HB 775, introduced by S. Morigeau, referred to Taxation.
HB 776, introduced by B. Tschida, referred to State Administration.

The following Senate bills were introduced, read first time, and referred to committees:

SB 173, introduced by T. Gauthier, referred to Judiciary.
SB 317, introduced by M. Lang, referred to Transportation.
SB 318, introduced by R. Webb, referred to Taxation.
SB 320, introduced by D. Salomon, E. Moore, referred to Agriculture.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 688 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Curdy, Custer, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, Windy Boy, Winter, Woods, Mr. Speaker.
Total 92

Nays: Caferro, DeVries, Mandeville, Manzella, White, Zolnikov.
Total 6

Voted absentee: None.

Excused: Mortensen.
Total 1

Absent or not voting: Holmlund.
Total 1

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HB 689 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Curdy, Custer, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Jones, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Caferro, DeVries, Karjala, Mandeville, Manzella, White.

Total 6

Voted absentee: None.

Excused: Mortensen.

Total 1

Absent or not voting: Holmlund.

Total 1

HB 690 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Curdy, Custer, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, Windy Boy, Winter, Woods, Mr. Speaker.

Total 91

Nays: Berglee, Caferro, DeVries, Mandeville, Manzella, White, Zolnikov.

Total 7

Voted absentee: None.

Excused: Mortensen.

Total 1

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Absent or not voting: Holmlund.

Total 1

HJR 23 passed as follows:

Yeas: Abbott, Bachmeier, Bahr, Bessette, Bishop, Brown Z, Caferro, Curdy, Custer, Dudik, Dunn, Dunwell, Farris-Olsen, Fern, Fitzgerald, Funk, Garcia, Garner, Greef, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Krautter, Krotkov, Loge, Lynch, Mandeville, Marler, McKamey, Moore E, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Read, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Usher, Weatherwax, Webb, Welch, Windy Boy, Winter, Woods.

Total 63

Nays: Anderson, Ballance, Bartel, Beard, Bedey, Berglee, Brown B, Burnett, Buttrey, DeVries, Doane, Dooling, Duram, Fleming, Fuller, Galloway, Galt, Glimm, Gunderson, Knudsen C, Knudsen R, Lenz, Manzella, Mercer, Moore T, Noland, Redfield, Regier, Ricci, Skees, Tschida, Vinton, White, Zolnikov, Mr. Speaker.

Total 35

Voted absentee: None.

Excused: Mortensen.

Total 1

Absent or not voting: Holmlund.

Total 1

SB 3 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bedey, Berglee, Bessette, Bishop, Brown Z, Buttrey, Caferro, Curdy, Custer, Dudik, Dunwell, Farris-Olsen, Fern, Fitzgerald, Fleming, Funk, Galt, Garcia, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Jones, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Krautter, Krotkov, Loge, Lynch, Mandeville, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Read, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Vinton, Weatherwax, Webb, Welch, Windy Boy, Winter, Woods.

Total 72

Nays: Bartel, Beard, Brown B, Burnett, DeVries, Doane, Dooling, Dunn, Duram, Fuller, Galloway, Glimm, Kassmier, Knudsen R, Lenz, Manzella, Noland, Redfield, Regier, Ricci, Skees, Tschida, Usher, White, Zolnikov, Mr. Speaker.

Total 26

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Voted absentee: None.

Excused: Mortensen.

Total 1

Absent or not voting: Holmlund.

Total 1

SB 14 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Moore E, Moore T, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Mercer.

Total 1

Voted absentee: None.

Excused: Mortensen.

Total 1

Absent or not voting: Holmlund.

Total 1

SB 52 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read,

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Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Voted absentee: None.

Excused: Mortensen.

Total 1

Absent or not voting: Holmlund.

Total 1

SB 89 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Redfield.

Total 1

Voted absentee: None.

Excused: Mortensen.

Total 1

Absent or not voting: Holmlund.

Total 1

SB 98 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, Doane, Dooling, Dudik,

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Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: DeVries, Manzella.

Total 2

Voted absentee: None.

Excused: Mortensen.

Total 1

Absent or not voting: Holmlund.

Total 1

SB 163 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Redfield, White.

Total 2

Voted absentee: None.

Excused: Mortensen.

Total 1

Absent or not voting: Holmlund.

Total 1

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SB 223 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Mr. Speaker.

Total 95

Nays: Doane, Knudsen R, Zolnikov.

Total 3

Voted absentee: None.

Excused: Mortensen.

Total 1

Absent or not voting: Holmlund.

Total 1

SB 243 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bedey, Bessette, Bishop, Brown Z, Buttrey, Caferro, Curdy, Custer, Dudik, Dunwell, Farris-Olsen, Fern, Fitzgerald, Funk, Garcia, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Krotkov, Loge, Lynch, Mandeville, Marler, Moore E, Moore T, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Read, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Welch, Windy Boy, Winter, Woods.

Total 61

Nays: Bartel, Beard, Berglee, Brown B, Burnett, DeVries, Doane, Dooling, Dunn, Duram, Fleming, Fuller, Galloway, Galt, Glimm, Hopkins, Jones, Kassmier, Knudsen C, Knudsen R, Krautter, Lenz, Manzella, McKamey, Mercer, Noland, Redfield, Regier, Ricci, Skees, Tschida, Usher, Vinton, Webb, White, Zolnikov, Mr. Speaker.

Total 37

Voted absentee: None.

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Excused: Mortensen.

Total 1

Absent or not voting: Holmlund.

Total 1

SB 295 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Voted absentee: None.

Excused: Mortensen.

Total 1

Absent or not voting: Holmlund.

Total 1

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Tschida moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Glimm in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 640 - Minority Leader Schreiner moved consideration of **HB 640** be passed for the day. Without objection, so ordered.

HB 10 - Majority Leader Tschida moved consideration of **HB 10** be placed at the bottom of the second reading board. Without objection, so ordered.

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HB 132 - Majority Leader Tschida moved consideration of **HB 132** be placed at the bottom of the second reading board. Without objection, so ordered.

HB 74 - Governor's Amendments - Representative Vinton moved Governor's amendments to **HB 74** be **not** concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Bedey, Berglee, Brown B, Burnett, Buttrey, Custer, DeVries, Doane, Dooling, Dunn, Duram, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Holmlund, Hopkins, Jones, Kassmier, Knudsen C, Knudsen R, Lenz, Loge, Mandeville, Manzella, McKamey, Mercer, Moore E, Moore T, Mortensen, Noland, Read, Redfield, Regier, Ricci, Sales, Shaw, Skees, Tschida, Usher, Vinton, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bahr, Bessette, Bishop, Brown Z, Caferro, Curdy, Dudik, Dunwell, Farris-Olsen, Fern, Funk, Garcia, Hamilton, Hamlett, Harvey, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Krautter, Krotkov, Lynch, Marler, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Runningwolf, Ryan, Schreiner, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Windy Boy, Winter, Woods.

Total 44

Voted absentee: Mortensen, Aye.

Excused: Mortensen.

Total 1

Absent or not voting: None.

Total 0

HB 112 - Governor's Amendments - Representative Redfield moved Governor's amendments to **HB 112** be **not** concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Bedey, Berglee, Brown B, Burnett, Buttrey, Custer, DeVries, Doane, Dooling, Dunn, Duram, Fern, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Holmlund, Hopkins, Jones, Kassmier, Knudsen C, Knudsen R, Krautter, Lenz, Loge, Mandeville, Manzella, McKamey, Mercer, Moore E, Moore T, Mortensen, Noland, Read, Redfield, Regier, Ricci, Sales, Shaw, Skees, Tschida, Usher, Vinton, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 61

Nays: Abbott, Bachmeier, Bahr, Bessette, Bishop, Brown Z, Caferro, Curdy, Dudik, Dunwell, Farris-Olsen, Funk, Hamilton, Harvey, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Krotkov, Lynch, Marler, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Runningwolf, Ryan, Schreiner, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Winter, Woods.

Total 39

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Voted absentee: Mortensen, Aye.

Excused: Mortensen.

Total 1

Absent or not voting: None.

Total 0

HB 293 - Representative Galt moved **HB 293** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Bahr, Ballance, Bartel, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Knudsen C, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Moore E, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Usher, Vinton, Weatherwax, Welch, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 84

Nays: Abbott, Beard, Burnett, Farris-Olsen, Glimm, Kerr-Carpenter, Knudsen R, Mercer, Moore T, Mortensen, Redfield, Regier, Ricci, Tschida, Webb, White.

Total 16

Voted absentee: Mortensen, No.

Excused: Mortensen.

Total 1

Absent or not voting: None.

Total 0

HB 411 - Representative Curdy moved **HB 411** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Bessette, Bishop, Brown B, Brown Z, Buttrey, Caferro, Curdy, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Krautter, Krotkov, Lenz, Loge, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Mr. Speaker.

Total 85

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Nays: Berglee, Burnett, Custer, DeVries, Doane, Galloway, Galt, Garcia, Knudsen C, Knudsen R, Lynch, Redfield, Tschida, Usher, Zolnikov.
Total 15

Voted absentee: Mortensen, Aye.

Excused: Mortensen.
Total 1

Absent or not voting: None.
Total 0

HB 500 - Representative Sheldon-Galloway moved **HB 500** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Bedey, Berglee, Brown B, Burnett, Buttrey, Custer, DeVries, Doane, Dooling, Dunn, Duram, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Holmlund, Hopkins, Jones, Kassmier, Knudsen C, Knudsen R, Krautter, Lenz, Loge, Mandeville, Manzella, McKamey, Mercer, Moore E, Moore T,

Mortensen, Noland, Read, Redfield, Regier, Ricci, Sales, Shaw, Skees, Smith, Tschida, Usher, Vinton, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 60

Nays: Abbott, Bachmeier, Bahr, Bessette, Bishop, Brown Z, Caferro, Curdy, Dudik, Dunwell, Farris-Olsen, Fern, Funk, Hamilton, Hamlett, Harvey, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Krotkov, Lynch, Marler, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Runningwolf, Ryan, Schreiner, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Winter, Woods.
Total 40

Voted absentee: Mortensen, Aye.

Excused: Mortensen.
Total 1

Absent or not voting: None.
Total 0

HB 643 - Representative R. Knudsen moved **HB 643** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Bartel, Beard, Berglee, Bessette, Bishop, Brown B, Brown Z, Buttrey, Caferro, Curdy, Custer, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Karjala, Kassmier,

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Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Winter, Woods, Zolnikov, Mr. Speaker.
Total 91

Nays: Ballance, Bedey, Burnett, DeVries, Holmlund, Jones, Lynch, Stewart Peregoy, Windy Boy.
Total 9

Voted absentee: Mortensen, Aye.

Excused: Mortensen.
Total 1

Absent or not voting: None.
Total 0

HB 695 - Representative Keane moved **HB 695** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Mr. Speaker.
Total 97

Nays: DeVries, Fuller, Zolnikov.
Total 3

Voted absentee: Mortensen, Aye.

Excused: Mortensen.
Total 1

Absent or not voting: None.
Total 0

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SB 5 - Representative Kelker moved **SB 5** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garcia, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Beard, Fuller, Garner.
Total 3

Voted absentee: Mortensen, Aye.

Excused: Mortensen.
Total 1

Absent or not voting: None.
Total 0

SB 157 - Representative Welch moved **SB 157** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Holmlund, Hopkins, Jones, Kassmier, Keane, Kelker, Knudsen C, Knudsen R, Krautter, Lenz, Loge, Lynch, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Mortensen, Noland, Peppers, Pierson, Pope, Read, Redfield, Regier, Ricci, Sales, Schreiner, Shaw, Skees, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.
Total 84

Nays: Abbott, Bessette, Farris-Olsen, Hayman, Karjala, Keogh, Kerr-Carpenter, Krotkov, Mandeville, Morigeau, Olsen, Perry, Runningwolf, Ryan, Smith, Stewart Peregoy.
Total 16

Voted absentee: Mortensen, Aye.

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Excused: Mortensen.

Total 1

Absent or not voting: None.

Total 0

HB 10 - Representative Holmlund moved **HB 10** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Caferro, Hamlett.

Total 2

Voted absentee: Mortensen, Aye.

Excused: Mortensen.

Total 1

Absent or not voting: None.

Total 0

HB 132 - Senate Amendments - Representative Holmlund moved Senate amendments to **HB 132** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Bedey, Berglee, Burnett, Buttrey, Custer, DeVries, Dooling, Dunn, Duram, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Holmlund, Hopkins, Jones, Kassmier, Knudsen C, Knudsen R, Krautter, Loge, Manzella, McKamey, Mercer, Moore E, Moore T, Mortensen, Noland, Read, Redfield, Regier, Ricci, Sales, Shaw, Skees, Tschida, Usher, Vinton, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 54

Nays: Abbott, Bachmeier, Bahr, Bessette, Bishop, Brown B, Brown Z, Caferro, Curdy, Doane, Dudik, Dunwell, Farris-Olsen, Fern, Funk, Hamilton, Hamlett, Harvey, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Krotkov, Lenz, Lynch, Mandeville, Marler, Morigeau, Olsen,

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Peppers, Perry, Pierson, Pope, Runningwolf, Ryan, Schreiner, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Windy Boy, Winter, Woods.
Total 46

Voted absentee: Mortensen, Aye.

Excused: Mortensen.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Tschida moved the Committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Glimm moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dunn, Dunwell, Duram, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harvey, Hayman, Holmlund, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Mandeville, Manzella, Marler, McKamey, Moore E, Moore T, Noland, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Winter, Zolnikov, Mr. Speaker.
Total 84

Nays: Bahr, Dudik, Farris-Olsen, Hamlett, Karjala, Lynch, Morigeau, Olsen, Peppers, Schreiner, Windy Boy, Woods.
Total 12

Voted absentee: None.

Excused: Mortensen.
Total 1

Absent or not voting: Hopkins, Jones, Mercer.
Total 3

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Glimm, Chair):
HB 52, introduced bill, be amended as follows:

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1. Title, page 1, line 5.

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Following: "REVISING"

Strike: "AND MAKING PERMANENT"

2. Title, page 1, line 7.

Following: "REVISING"

Insert: "LAWS RELATED TO THE FOOD AND AGRICULTURAL DEVELOPMENT PROGRAM
AND THE AGRICULTURAL DEVELOPMENT COUNCIL; ELIMINATING"

Following: "COMMERCIALIZATION"

Insert: "PROGRAM AND"

Following: "SECTIONS"

Insert: "10-2-112, 10-2-603, 10-3-801,"

3. Title, page 1, line 8.

Following: "15-35-108,"

Strike: "90-3-1002, AND 90-3-1003,"

Insert: "17-7-502, 80-11-901, 81-1-112, AND 90-9-202,"

4. Title, page 1, line 9.

Strike: the first "SECTION"

Insert: "SECTIONS"

Following: "3"

Insert: "AND 6"

Strike: the second "SECTION"

Insert: "SECTIONS"

Following: "2"

Insert: "AND 3"

5. Title, page 1, line 10 through line 11.

Strike: "REPEALING" on line 10 through "2009;" on line 11

Insert: "REPEALING SECTIONS 90-3-1001, 90-3-1002, 90-3-1003, 90-3-1005, AND
90-3-1006, MCA;"

6. Title, page 1, line 11.

Following: "DATES"

Insert: "AND A TERMINATION DATE"

7. Page 1, line 14.

Insert: "Section 1. Section 10-2-112, MCA, is amended to read:

"10-2-112. Veterans' services special revenue account -- sources of funds -- designated uses. (1) There is a veterans' services account in the state special revenue fund, established pursuant to 17-2-102(1)(b), to the credit of the board.

(2) Money transferred pursuant to ~~15-1-122(3)(d)~~ 15-1-122(2)(d) from license plate sales as described in 10-2-114 and from gifts, grants, or donations must be deposited in the veterans' services account.

(3) Legislative appropriations of money in the veterans' services account must be used for

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the purposes identified in 10-2-102 or other functions authorized by the board.

(4) There is a veterans' services federal account in the federal special revenue fund established for federal funds received under 10-2-106."

Insert: "Section 2. Section 10-2-603, MCA, is amended to read:

"10-2-603. Special revenue account -- use of funds -- solicitation. (1) There is an account in the special revenue fund to the credit of the board for the state veterans' cemeteries.

(2) Plot allowances, donations to the cemetery program, and fund transfers pursuant to ~~15-1-122(3)(d)~~ 15-1-122(2)(d) must be deposited into the account.

(3) The account is statutorily appropriated, as provided in 17-7-502, to the department and may be used by the board only for the construction, maintenance, operation, and administration of the state veterans' cemeteries.

(4) The board shall solicit veterans' license plate sales and donations on behalf of the state veterans' cemeteries."

Insert: "Section 3. Section 10-3-801, MCA, is amended to read:

"10-3-801. Account created for funding search and rescue operations -- rules. (1) There is an account in the state special revenue fund established in 17-2-102. The account must be administered by the disaster and emergency services division of the department exclusively for the purposes of search and rescue as provided in this section. The department may retain up to 5% of the money in the account to pay its costs of administering this section.

(2) There must be deposited in the account:

(a) fund transfers pursuant to ~~15-1-122(3)(e)~~ 15-1-122(2)(e);

(b) fund transfers pursuant to 87-1-601(10). These funds may be used only as provided in 87-1-601(10).

(c) all money received by the department in the form of gifts, grants, reimbursements, or appropriations from any source intended to be used for search and rescue operations.

(3) (a) Not less than 50% of the money in the account must be used by the department to defray costs of:

(i) local search and rescue units for search and rescue missions conducted through a county sheriff's office at a maximum of \$6,000 for each rescue mission, regardless of the number of counties or county search and rescue organizations involved. To fulfill the purposes of this subsection (3)(a)(i), the department shall transmit reimbursement money to the county treasurer, who shall deposit the funds in a separate search and rescue fund accessible by the local search and rescue unit that requested the reimbursement. The county treasurer shall notify the reimbursed local search and rescue unit by mail when the deposit occurs.

(ii) a county sheriff's office at a maximum of \$6,000 for each rescue mission, regardless of the number of counties or county search and rescue organizations involved.

(b) The remaining money in the account may be used by the department:

(i) to match local funds for the purchase of equipment for use by local search and rescue units at a maximum of \$6,000 for each unit in a calendar year. The cost-sharing match must be 35% local funds to 65% from the account.

(ii) for reimbursement of expenses related to the training of search and rescue volunteers.

(4) The department may adopt rules to implement the proper administration of the account. The rules may include:

(a) a method of reimbursing local search and rescue units or a county sheriff's office, on a case-by-case basis, for authorized search and rescue operations conducted pursuant to

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subsection (3)(a), including verification of search missions, claims procedures, fiscal accountability, and the number and circumstances of search missions involving persons engaged in hunting, fishing, and trapping in a fiscal year;

(b) methods for processing requests for equipment matching funds and training funds made pursuant to subsection (3)(b), including any verification and accounting necessary to ensure that the provisions of subsection (3)(b) are met, and determining the percentage of all search missions involving persons engaged in hunting, fishing, or trapping in a fiscal year;

(c) a system involving input from representatives of county sheriff organizations and state and local search and rescue organizations for assistance in verifying and processing claims for reimbursement, equipment, and training; and

(d) a method for compiling and keeping current a contact list of all search and rescue units in Montana and in neighboring states and provinces in order to ensure collaboration, communication, and cooperation between the various county search and rescue units and between the department and the county units and dedication of a page on the department's website for posting the contact list and other relevant search and rescue information.""

Renumber: subsequent sections

8. Page 1, line 19 through line 21.

Strike: subsection (2) in its entirety

Renumber: subsequent subsections

9. Page 3, line 3.

Strike: "subsections (2) and (5)"

Insert: "subsection (4)"

10. Page 3, line 6.

Strike: "(4)"

Insert: "(3)"

11. Page 3, line 10 through line 12.

Strike: subsection (2) in its entirety

Renumber: subsequent subsections

12. Page 4, line 22.

Strike: "Except" through "(2), the"

Insert: "The"

13. Page 4, line 24.

Strike: "(4)"

Insert: "(3)"

14. Page 4, line 26 through page 7, line 18.

Strike: section 2 in its entirety

Insert: "**Section 5.** Section 15-35-108, MCA, is amended to read:

"15-35-108. (Temporary) Disposal of severance taxes. Severance taxes collected under

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this chapter must, in accordance with the provisions of 17-2-124, be allocated as follows:

(1) Fifty percent of total coal severance tax collections is allocated to the trust fund created by Article IX, section 5, of the Montana constitution. The trust fund money must be deposited in the fund established under 17-6-203(6) and invested by the board of investments as provided by law.

(2) The amount of 12% of coal severance tax collections is allocated to the long-range building program account established in 17-7-205.

(3) The amount of ~~0.85%~~ 0.90% in fiscal year ~~2018~~ 2020 and ~~0.88%~~ 0.93% in fiscal year ~~2019~~ 2021 and in each fiscal year thereafter must be allocated for provision of basic library services for the residents of all counties through library federations and for payment of the costs of participating in regional and national networking and must be deposited in the basic library services account established in 22-1-202.

(4) The amount of ~~3.89%~~ 3.77% in fiscal year ~~2018~~ 2020 and ~~3.83%~~ 3.71% in fiscal year ~~2019~~ 2021 and in each fiscal year thereafter must be allocated to the department of natural resources and conservation for conservation districts and deposited in the conservation district account established in 76-15-106.

(5) The amount of ~~0.72%~~ 0.79% in fiscal year ~~2018~~ 2020 and ~~0.75%~~ 0.82% in fiscal year ~~2019~~ 2021 and in each fiscal year thereafter must be allocated to the Montana Growth Through Agriculture Act and deposited in the growth through agriculture account established in 90-9-104.

(6) The amount of 1.27% must be allocated to a permanent fund account for the purpose of parks acquisition or management. Income from this permanent fund account, excluding unrealized gains and losses, must be appropriated for the acquisition, development, operation, and maintenance of any sites and areas described in 23-1-102.

(7) The amount of 0.95% must be allocated to the debt service fund type to the credit of the renewable resource loan debt service fund.

(8) The amount of 0.63% must be allocated to a trust fund for the purpose of protection of works of art in the capitol and for other cultural and aesthetic projects. Income from this trust fund account, excluding unrealized gains and losses, must be appropriated for protection of works of art in the state capitol and for other cultural and aesthetic projects.

(9) ~~The amount of 5.8% through June 30, 2019, and beginning July 1, 2019, the amount of 2.9% must be credited to the coal natural resource account established in 90-6-1001(2).~~

(10) After the allocations are made under subsections (2) through (9), \$250,000 for the fiscal year must be credited to the coal and uranium mine permitting and reclamation program account established in 82-4-244.

(11) (a) Subject to subsection (11)(b), all other revenue from severance taxes collected under the provisions of this chapter must be credited to the general fund of the state.

(b) The interest income of the coal severance tax permanent fund that is deposited in the general fund, ~~less the annual transfer of \$1.275 million to the research and commercialization state special revenue account pursuant to 15-1-122(2),~~ is statutorily appropriated, as provided in 17-7-502, on July 1 each year as follows:

(i) ~~to the department of agriculture:~~

(A) ~~\$65,000~~ to for the cooperative development center;

(ii) (B) ~~\$625,000~~ \$900,000 for the growth through agriculture program provided for in Title 90, chapter 9;

(C) \$600,000 for the Montana food and agricultural development program provided for in Title 80, chapter 11;

(iii) (ii) to the department of commerce:

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- (A) ~~\$125,000~~ \$325,000 for a small business development center;
- (B) \$50,000 for a small business innovative research program;
- (C) ~~\$425,000~~ \$625,000 for certified regional development corporations;
- (D) ~~\$200,000~~ \$500,000 for the Montana manufacturing extension center at Montana state university-Bozeman; and
- (E) \$300,000 for export trade enhancement. (Terminates June 30, 2019--secs. 2, 3, Ch. 459, L. 2009 2021.)

15-35-108. (Effective July 1, 2019 2021) Disposal of severance taxes. Severance taxes collected under this chapter must, in accordance with the provisions of 17-2-124, be allocated as follows:

(1) Fifty percent of total coal severance tax collections is allocated to the trust fund created by Article IX, section 5, of the Montana constitution. The trust fund money must be deposited in the fund established under 17-6-203(6) and invested by the board of investments as provided by law.

(2) The amount of 12% of coal severance tax collections is allocated to the long-range building program account established in 17-7-205.

(3) The amount of 0.90% in fiscal year 2020 and 0.93% in fiscal year 2021 and in each fiscal year thereafter must be allocated for provision of basic library services for the residents of all counties through library federations and for payment of the costs of participating in regional and national networking and must be deposited in the basic library services account established in 22-1-202.

(4) The amount of 3.77% in fiscal year 2020 and 3.71% in fiscal year 2021 and in each fiscal year thereafter must be allocated to the department of natural resources and conservation for conservation districts and deposited in the conservation district account established in 76-15-106.

(5) The amount of 0.79% in fiscal year 2020 and 0.82% in fiscal year 2021 and in each fiscal year thereafter must be allocated to the Montana Growth Through Agriculture Act and deposited in the growth through agriculture account established in 90-9-104.

(6) The amount of 1.27% must be allocated to a permanent fund account for the purpose of parks acquisition or management. Income from this permanent fund account, excluding unrealized gains and losses, must be appropriated for the acquisition, development, operation, and maintenance of any sites and areas described in 23-1-102.

(7) The amount of 0.95% must be allocated to the debt service fund type to the credit of the renewable resource loan debt service fund.

(8) The amount of 0.63% must be allocated to a trust fund for the purpose of protection of works of art in the capitol and for other cultural and aesthetic projects. Income from this trust fund account, excluding unrealized gains and losses, must be appropriated for protection of works of art in the state capitol and for other cultural and aesthetic projects.

(9) The amount of 2.9% must be credited to the coal natural resource account established in 90-6-1001(2).

(10) After the allocations are made under subsections (2) through (9), \$250,000 for the fiscal year must be credited to the coal and uranium mine permitting and reclamation program account established in 82-4-244.

(11) All other revenue from severance taxes collected under the provisions of this chapter must be credited to the general fund of the state."

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15. Page 7.

Following: line 18

Insert: "Section 6. Section 17-7-502, MCA, is amended to read:

"17-7-502. Statutory appropriations -- definition -- requisites for validity. (1) A statutory appropriation is an appropriation made by permanent law that authorizes spending by a state agency without the need for a biennial legislative appropriation or budget amendment.

(2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following provisions:

(a) The law containing the statutory authority must be listed in subsection (3).

(b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.

(3) The following laws are the only laws containing statutory appropriations: 2-17-105; 5-11-120; 5-11-407; 5-13-403; 7-4-2502; 10-1-108; 10-1-1202; 10-1-1303; 10-2-603; 10-2-807; 10-3-203; 10-3-310; 10-3-312; 10-3-314; 10-3-1304; 10-4-304; 15-1-121; 15-1-218; 15-35-108; 15-36-332; 15-37-117; 15-39-110; 15-65-121; 15-70-101; 15-70-130; 15-70-433; 16-11-119; 16-11-509; 17-3-106; 17-3-112; 17-3-212; 17-3-222; 17-3-241; 17-6-101; 17-7-215; 18-11-112; 19-3-319; 19-3-320; 19-6-404; 19-6-410; 19-9-702; 19-13-604; 19-17-301; 19-18-512; 19-19-305; 19-19-506; 19-20-604; 19-20-607; 19-21-203; 20-8-107; 20-9-534; 20-9-622; 20-9-905; 20-26-617; 20-26-1503; 22-1-327; 22-3-116; 22-3-117; 22-3-1004; 23-4-105; 23-5-306; 23-5-409; 23-5-612; 23-7-301; 23-7-402; 30-10-1004; 37-43-204; 37-50-209; 37-51-501; 37-54-113; 39-71-503; 41-5-2011; 42-2-105; 44-4-1101; 44-12-213; 44-13-102; 50-1-115; 53-1-109; 53-6-148; 53-6-1304; 53-9-113; 53-24-108; 53-24-206; 60-11-115; 61-3-321; 61-3-415; 69-3-870; 69-4-527; 75-1-1101; 75-5-1108; 75-6-214; 75-11-313; 75-26-308; 76-13-150; 76-13-416; 76-17-103; 76-22-109; 77-1-108; 77-2-362; 80-2-222; 80-4-416; 80-11-518; 80-11-1006; 81-1-112; 81-1-113; 81-7-106; 81-10-103; 82-11-161; 85-20-1504; 85-20-1505; [85-25-102]; 87-1-603; 90-1-115; 90-1-205; 90-1-504; ~~90-3-1003~~; 90-6-331; and 90-9-306.

(4) There is a statutory appropriation to pay the principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other obligations, as due, that have been authorized and issued pursuant to the laws of Montana. Agencies that have entered into agreements authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for the payments. (In subsection (3): pursuant to sec. 10, Ch. 360, L. 1999, the inclusion of 19-20-604 terminates contingently when the amortization period for the teachers' retirement system's unfunded liability is 10 years or less; pursuant to sec. 10, Ch. 10, Sp. L. May 2000, secs. 3 and 6, Ch. 481, L. 2003, and sec. 2, Ch. 459, L. 2009, the inclusion of 15-35-108 terminates June 30, 2019; pursuant to sec. 73, Ch. 44, L. 2007, the inclusion of 19-6-410 terminates contingently upon the death of the last recipient eligible under 19-6-709(2) for the supplemental benefit provided by 19-6-709; pursuant to sec. 6, Ch. 61, L. 2011, the inclusion of 76-13-416 terminates June 30, 2019; pursuant to sec. 11(2), Ch. 17, L. 2013, the inclusion of 17-3-112 terminates on occurrence of contingency; pursuant to sec. 27, Ch. 285, L. 2015, and sec. 1, Ch. 292, L. 2015, the inclusion of 53-9-113 terminates June 30, 2021; pursuant to sec. 6, Ch. 291, L. 2015, the inclusion of 50-1-115 terminates June 30, 2021; pursuant to sec. 28, Ch. 368, L. 2015, the inclusion of 53-6-1304 terminates June 30, 2019; pursuant to sec. 5, Ch. 383, L. 2015, the inclusion of 85-25-102 is effective on occurrence of contingency; pursuant to sec. 5, Ch. 422, L. 2015, the inclusion of

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17-7-215 terminates June 30, 2021; pursuant to sec. 6, Ch. 423, L. 2015, the inclusion of 22-3-116 and 22-3-117 terminates June 30, 2025; pursuant to sec. 10, Ch. 427, L. 2015, the inclusion of 37-50-209 terminates September 30, 2019; pursuant to sec. 33, Ch. 457, L. 2015, the inclusion of 20-9-905 terminates December 31, 2023; pursuant to sec. 12, Ch. 55, L. 2017, the inclusion of 37-54-113 terminates June 30, 2023; pursuant to sec. 4, Ch. 122, L. 2017, the inclusion of 10-3-1304 terminates September 30, 2025; pursuant to sec. 55, Ch. 151, L. 2017, the inclusion of 30-10-1004 terminates June 30, 2021; pursuant to sec. 1, Ch. 213, L. 2017, the inclusion of 90-6-331 terminates June 30, 2027; pursuant to secs. 5, 8, Ch. 284, L. 2017, the inclusion of 81-1-112, 81-1-113, and 81-7-106 terminates June 30, 2023; pursuant to sec. 1, Ch. 340, L. 2017, the inclusion of 22-1-327 terminates July 1, 2023, and pursuant to sec. 2, Ch. 340, L. 2017, and sec. 32, Ch. 429, L. 2017, is void for fiscal years 2018 and 2019; and pursuant to sec. 10, Ch. 374, L. 2017, the inclusion of 76-17-103 terminates June 30, 2027.)""

Insert: "Section 7. Section 80-11-901, MCA, is amended to read:

"80-11-901. Montana food and agricultural development program -- definition. (1) There is a program administered by the ~~department~~ agriculture development council provided for in Title 90, chapter 9, to promote Montana food and agricultural development. The program must ~~fund and~~ provide grant funding for Montana food and agricultural development centers ~~that were established before January 1, 2009, and~~ that are charged with:

(a) developing Montana's capacity to produce food and value-added agricultural products, including farm-derived renewable energy, commodity processing infrastructure, and emerging technologies intended to diversify, add value, or enhance economic growth opportunities for Montana's agricultural economy; and

(b) providing technical assistance and other services to community-based food, agriculture, technology and farm-derived renewable energy entrepreneurs.

(2) Technical assistance includes but is not limited to business assistance, product development, marketing, nutritional analysis and labeling, education, assistance with food safety regulation compliance, training to educate business professionals and entrepreneurs on industry dynamics and technology of specific bioproduct industries, and evaluating existing and developing technologies.

(3) Each center must be a ~~certified regional development corporation or a~~ nonprofit organization ~~that serves at least a four-county region~~ and shall coordinate with other state-funded programs in order to not duplicate state assistance.

(4) As used in this section, "farm-derived renewable energy" means renewable energy produced from products developed by farmers and ranchers, as well as entrepreneurs, using Montana farm and ranch products.""

Insert: "Section 8. Section 81-1-112, MCA, is amended to read:

"81-1-112. (Temporary) Livestock loss mitigation restricted account. (1) There is an account in the state special revenue fund established by 17-2-102 to be known as the livestock loss mitigation restricted special revenue account. The account is administered by the department.

(2) Each fiscal year, the amount provided in ~~15-1-122(4)~~ 15-1-122(3) is transferred to the account from the state general fund and is restricted to the purpose of making payments to livestock producers for confirmed and probable livestock losses pursuant to 2-15-3112(2). Money in the account may not be expended for administrative expenses.

(3) The livestock loss mitigation restricted special revenue account is statutorily

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appropriated, as provided in 17-7-502, to the department for the purpose of making payments to livestock producers as provided in subsection (2) of this section.

(4) On June 30 of each year, any unencumbered funds in the account in excess of \$300,000 must be transferred to the livestock loss reduction restricted special revenue account established in 81-1-113. (Terminates June 30, 2023--secs. 5, 6, Ch. 284, L. 2017.)

81-1-112. (Effective July 1, 2023) Livestock loss reduction and mitigation restricted account. (1) There is an account in the state special revenue fund established by 17-2-102 to be known as the livestock loss reduction and mitigation restricted special revenue account. The account is administered by the department.

(2) Money is transferred to the account from the state general fund pursuant to 15-1-122 and is restricted to the purpose of making payments to livestock producers for confirmed and probable livestock losses pursuant to 2-15-3112(2). Money in the account may not be expended for administrative expenses.""

Insert: "Section 9. Section 90-9-202, MCA, is amended to read:

"90-9-202. Powers and duties of council. (1) The council shall:

(a) establish policies and priorities to enhance the future development of agriculture in Montana, including the Indian reservations in the state;

(b) make loans or grants, pursuant to the provisions of Title 90, chapter 9, part 3, that have a short-term or long-term ability to stimulate agriculture development and diversification in rural, urban, and tribal settings in Montana; ~~and~~

(c) accept grants or receive devises of money or property for use in making the loans or grants authorized by this chapter;

(d) distribute food and agricultural development center funding pursuant to Title 80, chapter 11, part 9, subject to biannual review.

(2) The council may:

(a) defer or forgive any loan in whole or in part; and

(b) forgive any accrued interest in whole or in part."

"

Renumber: subsequent sections

16. Page 7, line 20 through page 9, line 17.

Strike: section 3 through section 4 in their entirety

Renumber: subsequent sections

17. Page 9.

Following: line 17

Insert: "NEW SECTION. Section 10. Reporting requirements. (1) The department of commerce and department of agriculture shall report to the legislative finance committee on the economic development programs funded pursuant to 15-35-108(11) through [this act].

(2) By May 2020, each agency shall report to the legislative finance committee on the following:

(a) the department's objective for each program to include the types of economic development to be promoted;

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(b) the department's strategy to implement each economic development program and how the success of each program is measured; and

(c) how funds and benefits of each program are distributed across the state.

(3) The departments shall also provide the legislative fiscal analyst access to all data related to the programs funded in [this act]."

Renumber: subsequent sections

18. Page 9.

Following: line 21

Insert: "(3) [Section 3] terminates June 30, 2021."

19. Page 9, line 27.

Following: "~~2010.~~"

Insert: "(3) [Section 3] terminates June 30, 2021."

20. Page 9.

Following: line 27

Insert: "**Section 13.** Section 6, Chapter 481, Laws of 2003, is amended to read:

Section 6. Termination. [Section 1] terminates June 30, ~~2010~~ 2021."

21. Page 10, line 4.

Following: "~~2019.~~"

Insert: "(3) [Section 3] terminates June 30, 2021."

22. Page 10, line 5.

Insert: "**Section 15.** Section 3, Chapter 459, Laws of 2009, is amended to read:

Section 3. Section 6, Chapter 481, Laws of 2003, is amended to read:

Section 6. Termination. [Section 1] terminates June 30, ~~2010~~ 2019 2021."

Insert: "NEW SECTION. **Section 16. Repealer.** The following sections of the Montana Code Annotated are repealed:

90-3-1001. Purpose -- definition.

90-3-1002. Research and commercialization account.

90-3-1003. Research and commercialization account -- use.

90-3-1005. Meetings -- compensation.

90-3-1006. Executive director -- qualifications."

23. Page 10, line 6 through line 7.

Strike: sections 8 in its entirety

24. Page 10, line 11.

Strike: "5 through 8"

Insert: "11 through 15"

25. Page 10.

Following: line 11

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Insert: "NEW SECTION. Section 18. Termination. [Sections 5 and 10] terminate June 30, 2021."

And, as amended, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair):
HB 515, introduced bill, be amended as follows:

3/26/2019

1. Page 5, line 26.

Strike: line 26 in its entirety

Insert: "shown on the driver's license or, if requested by the licensee, provide the notice using an authorized method of electronic delivery, or both."

2. Page 14, line 26.

Following: "61-5-213"

Insert: "resulting from a violation of traffic regulations on highways in this state or a traffic statute or traffic regulation in another jurisdiction"

3. Page 15, line 1 through line 2.

Strike: "the ways" on line 1 through "public" on line 2

Insert: "a highway"

4. Page 15, line 5.

Strike: "the point schedule used"

Insert: "when the department receives a report of conviction, the department shall assign points based on the point schedule"

5. Page 15, line 6.

Strike: "is"

Insert: ", "

6. Page 15, line 18.

Following: ~~"willful"~~

Insert: "willful"

Strike: "\$250"

Insert: "\$1,000"

7. Page 15, line 20.

Strike: "the law"

Insert: "Title 61, chapter 7"

8. Page 15, line 28 through line 29.

Strike: "There may not be" on line 28 through the first "occurrence." on line 29

9. Page 16, line 19.

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Strike: "when"

And, as amended, do pass. Report adopted.

JUDICIARY (Doane, Chair):

3/26/2019

HB 655, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Following: "EFFECTIVE DATE"

Insert: "AND TERMINATION DATES"

2. Page 1, line 12.

Strike: "one of the following, if"

Insert: "any facility listed in subsections (1)(a) through (1)(u) that is"

3. Page 1, line 13.

Strike: "that is"

Following: "intruders"

Strike: "or"

Insert: ", "

4. Page 1, line 14.

Following: "entry"

Strike: "or that"

Insert: ", and for which"

5. Page 2, line 6.

Strike: "and"

6. Page 2, line 7.

Following: "facilities"

Insert: ";

(t) cable television infrastructure, including headends, poles, cable television lines, coaxial and fiber optic lines, and other equipment attached to cable television lines; and

(u) military installations, including but not limited to training areas and armories"

7. Page 2, line 15.

Strike: "intentionally"

Insert: "purposely"

8. Page 2, line 17.

Strike: the first "400"

Insert: "300"

Strike: "400-foot"

Insert: "300-foot"

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Strike: the second "400"

Insert: "300"

9. Page 3, line 5.

Following: "property,"

Strike: "or"

10. Page 3, line 6.

Strike: "400-foot"

Insert: "300-foot"

11. Page 3, line 7.

Following: "owner"

Insert: "; or

(j) an owner or operator of an unmanned aircraft system when operating the system for insurance-related purposes, including but not limited to underwriting, claims investigation, claims adjustment, assessment of property damage, and survey of catastrophe damage"

12. Page 3, following line 17.

Insert: "NEW SECTION. Section 6. Termination -- contingency. [This act] terminates on the earlier of:

(1) June 30, 2021; or

(2) certification to the code commissioner by the Montana department of transportation that:

(a) the federal aviation administration has promulgated rules to govern unmanned aircraft vehicle flight near critical infrastructure; or

(b) a court of competent jurisdiction finds that [this act] is contrary to federal aviation rules and regulations governing unmanned aircraft systems."

And, as amended, do pass. Report adopted.

MOTIONS

Majority Leader Tschida moved to re-refer **HB 293** to the Appropriations Committee. Without objection, so ordered.

Majority Leader Tschida moved to re-refer **HB 411** to the Appropriations Committee. Without objection, so ordered.

Majority Leader Tschida moved to re-refer **HB 500** to the Appropriations Committee. Without objection, so ordered.

Majority Leader Tschida moved to re-refer **HB 661** to the Taxation Committee. Without objection, so ordered.

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Representative Ballance moved to re-refer **HB 643** to the Appropriations Committee. Without objection, so ordered.

Representative Fern moved to reconsider action on **HB 661** and that **HB 661** remain in second reading process.

Motion **passed** as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bedey, Bessette, Bishop, Brown Z, Buttrey, Caferro, Curdy, Dooling, Dudik, Dunwell, Farris-Olsen, Fern, Fitzgerald, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Krautter, Krotkov, Loge, Lynch, Marler, McKamey, Moore E, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Read, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Welch, Windy Boy, Winter, Woods.
Total 60

Nays: Bahr, Ballance, Beard, Berglee, Brown B, Burnett, Custer, DeVries, Doane, Dunn, Duram, Fleming, Fuller, Galloway, Galt, Garcia, Glimm, Kassmier, Knudsen C, Knudsen R, Lenz, Mandeville, Manzella, Mercer, Moore T, Noland, Redfield, Regier, Ricci, Skees, Tschida, Usher, Vinton, Webb, White, Zolnikov, Mr. Speaker.
Total 37

Voted absentee: None.

Excused: Mortensen.
Total 1

Absent or not voting: Gunderson, Jones.
Total 2

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 726**. Motion carried.

HB 726 (M. Caferro, Chief Sponsor)
J. Bachmeier.

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 732**. Motion carried.

HB 732 (D. Harvey, Chief Sponsor)
C. Schreiner.

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Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 754**.
Motion carried.

HB 754 (S. Vinton, Chief Sponsor)
J. Bachmeier.

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HJR 38**.
Motion carried.

HJR 38 (D. Zolnikov, Chief Sponsor)
G. Custer, N. Duram, D. Hayman, A. Olsen, C. Pope, D. Skees, S. Stewart Peregoy, K. Sullivan.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Tschida moved the House adjourn until 1:00 p.m., Wednesday, March 27, 2019.
Motion carried.

House adjourned at 2:50 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

GREG HERTZ
Speaker of the House